

Message Text

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71

ORIGIN L-03

INFO OCT-01 EUR-25 ADP-00 SCA-01 JUSE-00 H-03 USPS-02 EB-11

COME-00 CIAE-00 INR-10 NSAE-00 RSC-01 /057 R

DRAFTED BY L/M/SCA:KEMALMBORG:LMS

7/20/73, EXT. 22350

APPROVED BY L/M/SCA:KEMALMBORG

JUSTICE:MSTEIN(SUBS)

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P 201939Z JUL 73

FM SECSTATE WASHDC

TO AMEMBASSY COPENHAGEN PRIORITY

UNCLAS STATE 143041

E.O. 11652: N/A

TAGS: CGEN, SOCI, DA, US

SUBJECT: REQUEST FOR INFORMATION ON U.S. LAWS PROHIBITING
IMPORTATION OF PORNOGRAPHY INTO U.S.

1. JUSTICE ADVISES THAT THREE STATUTES INVOLVED. ANY ONE OR ALL THREE MAY BE APPLICABLE DEPENDING UPON FACTS. WE WILL POUCH ALL THREE, BUT TEXTS ARE AVAILABLE IN 1970 EDITION OF UNITED STATES CODE IF EMBASSY HAS THAT REFERENCE WORK OR CAN LOCATE SET.

2. TITLE 18 UNITED STATES CODE SECTION 1461 PENALIZES MAILING OBSCENE OR CRIME-INCITING MATTERS AND REQUIRES KNOWINGLY USING MAILED MATTERS FOR CARRYING ANYTHING DECLARED IN THAT SECTION TO BE NON-MAILABLE.

3. TITLE 18 UNITED STATES CODE SECTION 1735 PENALIZES WILLFUL USE OF MAILED MATTERS TO CARRY SEXUALLY ORIENTED ADVERTISEMENTS IN VIOLATION OF TITLE 39 UNITED STATES CODE SECTION 3010. 39 U.S.C. 3010 REQUIRES PERSON MAILING SEXUALLY ORIENTED ADVERTISEMENT TO IDENTIFY HIMSELF ON ENVELOPE;

PROVIDES THAT ANY PERSON MAY ADVISE POST OFFICE THAT HE
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WISHES TO RECEIVE NO SEXUALLY ORIENTED ADVERTISEMENTS

THROUGH THE MAIL AND THAT THE POST OFFICE WILL MAKE A LIST
OF SUCH PERSONS AVAILABLE; PROHIBITS MAILING SEXUALLY
ORIENTED ADVERTISEMENTS TO ANY PERSON WHOSE NAME HAS BEEN
ON SUCH LIST FOR MORE THAN 30 DAYS; PROHIBITS ANY USE
OF SUCH LIST FOR ANY PURPOSE OTHER THAN IDENTIFYING
PERSONS WHO DO NOT WANT THIS KIND OF MAIL; AND DEFINES
SEXUALLY ORIENTED ADVERTISEMENT. THUS 18 U.S.C. 1735
AND 39 U.S.C. 3010 READ TOGETHER DESCRIBE PROHIBITED OR
REQUIRED ACTS IN CONNECTION WITH SEXUALLY ORIENTED
ADVERTISEMENTS AND PROVIDE CRIMINAL PENALTIES FOR VIOLA-
TIONS. RUSH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
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Concepts: n/a
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Draft Date: 20 JUL 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: KEMALMBORG:LMS
Enclosure: n/a
Executive Order: N/A
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Film Number: n/a
From: STATE
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1973/newtext/t19730719/aaaaanxa.tel
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